

RETURN DATE: AUGUST 18, 2015)	SUPERIOR COURT
)	
WILLIAM A. LOMAS)	JUDICIAL DISTRICT OF
)	STAMFORD/NORWALK
Plaintiff,)	
)	
v.)	AT STAMFORD
)	
PARTNER WEALTH MANAGEMENT, LLC,)	
KEVIN G. BURNS, JAMES PRATT-HEANEY)	
AND WILLIAM P. LOFTUS)	
)	JUNE 26, 2015
Defendants.		

APPLICATION FOR PREJUDGMENT REMEDY

TO THE SUPERIOR COURT FOR THE JUDICIAL DISTRICT
OF STAMFORD/NORWALK AT STAMFORD:

Pursuant to Conn. Gen. Stat. § 52-278a, *et seq.*, Plaintiff William Lomas ("Lomas") submits this application for prejudgment remedy (the "Application") against Defendants Partner Wealth Management, LLC ("PWM"), Kevin G. Burns ("Burns"), James Pratt-Heaney ("Pratt-Heaney") and William P. Loftus ("Loftus") (collectively the "Defendants") and, in support thereof, represents as follows:

1. That Lomas has commenced or is about to commence an action against the Defendants, a Connecticut limited liability company with an office and principal place of business at 33 Riverside Avenue, Westport, Connecticut 06880, as well as three individuals residing in Connecticut, each of whom has transacted business in the State of Connecticut during

the times relevant to the Complaint, pursuant to the accompanying writ, summons and complaint (the "Complaint").

2. As set forth in the Complaint and in the accompanying affidavit of William A. Lomas, a former Member and Treasurer of PWM, there is probable cause that a judgment in the amount of the prejudgment remedy sought, or in an amount greater than the amount of the prejudgment remedy sought, taking into account any known defenses, counterclaims or set-offs, will be rendered in this matter in favor of Lomas.

3. Based upon the foregoing and to secure a future judgment, Lomas seeks an order from this Court directing that the following prejudgment remedies be granted to secure the sum of \$4,159,791.25, plus interest:

a. To attach any personal property or assets in which the Defendants hold an interest, as is now know or may hereafter be discovered pursuant to the accompanying Motion for Disclosure of Assets;

b. To garnish any banks or other financial institutions in which the Defendants maintain accounts, as is now known or may hereafter be discovered pursuant to the accompanying Motion for Disclosure of Assets;

c. To attach any other real or personal property or assets in which the Defendants hold an interest, as is now known or may hereafter be discovered pursuant to the accompanying Motion for Disclosure of Assets;

d. Any other and further relief as the Court deems just and proper.

4. Lomas requests that the Court hold a hearing at which Defendants are required to show cause why the prejudgment remedies requested herein should not issue.

WHEREFORE, for the reasons stated herein and in the Complaint and Affidavit, together with any evidence adduced at a hearing held on this matter, Lomas respectfully requests that the Court grant this Application and enter the prejudgment remedies requested herein, together with such other relief as the Court deems proper.

Dated: June 26, 2015
Hartford, Connecticut

THE PLAINTIFF,
WILLIAM A. LOMAS

By: 

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His Attorneys

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KEVIN G. BURNS, JAMES PRATT-HEANEY,)	
WILLIAM P. LOFTUS)	
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**[PROPOSED] ORDER GRANTING PLAINTIFF'S APPLICATION
FOR PREJUDGMENT REMEDY**

Whereas, Plaintiff in the above entitled action, William A. Lomas ("Plaintiff" or "Lomas"), pursuant to Connecticut General Statutes § 52-578a, et seq., has made an application for a prejudgment remedy to attach and/or garnish the goods or estate of Defendants Partner Wealth Management, LLC ("PWM"), Kevin G. Burns ("Burns,"), James Pratt-Heaney ("Heaney") and William P. Loftus ("Loftus" and collectively with Partner Wealth Management, Kevin G. Burns and James Pratt-Heaney, the "Defendants") (the "Application") and;

Whereas, after due notice and hearing at which Plaintiff and Defendants appeared and were fully heard, after consideration of the Application it is found that there is probable cause to sustain the validity of Plaintiff's claims and the Application should be granted; or

Whereas, after due hearing at which the Plaintiff appeared and was fully heard, but the Defendants made default of appearance, it is found that a copy of the Order for the hearing was duly served on the Defendants as appears from the officer's return on file and it is also found that there is probable cause to sustain the validity of the Plaintiff's claims and that the Application should be granted;

Now therefore, it is hereby **ORDERED** that:

1. Plaintiff may attach any real property in which the Defendants directly and/or indirectly hold an interest as is now known or may hereafter be discovered pursuant to the accompanying Motion for Disclosure of Assets.
2. Plaintiff may attach any personal property or assets in which the Defendants directly and/or indirectly hold an interest, as is now known or may hereafter be discovered pursuant to the accompanying Motion for Disclosure of Assets, to the value and amount of \$4,159,791.25, plus interest;
3. Plaintiff may garnishee any banks or other financial institutions in which the Defendants maintain accounts, as is now known or may hereafter be discovered pursuant to the accompanying Motion for Disclosure of Assets, to the value and amount of \$4,159,791.25, plus interest.
4. Plaintiff may garnishee any third parties owing any funds to the Defendants, as is now known or may hereafter be discovered pursuant to the accompanying Motion for Disclosure of Assets, to the value and amount of \$4,159,791.25, plus interest;
5. Plaintiff may attach any other real or personal property or assets in which the Defendants hold an interest, as is now known or may hereafter be discovered pursuant to the accompanying Motion for Disclosure of Assets, to the value and amount of \$4,159,791.25, plus interest; and
6. Plaintiff may garnishee any agent, trustee, or debtor of the Defendants that has concealed in his hands the goods, effects and estate of the Defendants and is indebted to them, as

is now known or may hereafter be discovered pursuant to the accompanying Motion for Disclosure of Assets, to the value and amount of \$4,159,791.25, plus interest.

Dated at Stamford Connecticut, this ____ day of _____, 2015.

Judge / Clerk